

## EVIDENCE REPORT – CASE 15.573

Marco Antonio Munguía Ibarra

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### Dedication

No one should have to endure what I've been through. I documented everything rigorously—despite exile, homelessness, hunger, thirst, and constant persecution—just to counter the silence I've been subjected to by those who should have protected me. May everyone see the perversity that hides behind institutional formality.

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## I. ORIGIN OF THE OMISSION: 2020

In October 2020, after a series of reprisals for filing labor complaints—including fabricated legal proceedings, death threats, poisoning attempts, and unlawful imprisonment—I submitted a request for precautionary measures to the IACHR. In January 2021, the Commission denied the request without sufficient reasoning.

That institutional omission enabled the Nicaraguan regime to escalate persecution through arrest warrants and new fabricated charges, which ultimately forced me to flee the country on September 26, 2021. That marks the beginning of my pattern of forced displacement, under complete institutional abandonment.

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## II. LEGAL RESPONSIBILITY OF THE IACHR

According to paragraph 39 of Booklet No. 5 published by the Inter-American Court of Human Rights, the IACHR is the primary body responsible for identifying and acting in cases of forced displacement—especially within the context of precautionary measures.

Its omission not only exposed me to regional persecution but blocked my access to the Inter-American Court, prolonging the harm and allowing irreversible consequences.

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## III. FORCED DISPLACEMENT AND SHARED RESPONSIBILITY

Since 2021, I have been forcibly displaced seven times, across Costa Rica, Brazil, Uruguay (twice), Chile, and Argentina. Each country displayed documented negligence that triggers shared international responsibility according to inter-American doctrine (Booklet, pp. 14–15).

Costa Rica: I was denied the right to file a criminal complaint (OIJ), followed, photographed, and targeted in psychological operations. Private information from psychosocial care was leaked and used in harassment.

Uruguay (first period): My residence was attacked; I discovered illegal surveillance equipment; I lost my job due to safety concerns. I was forced to leave in May 2023.

Chile: I entered legally, applied for asylum the next day, but the process was never completed—effectively making me undocumented. I experienced food deprivation and was forced into street homelessness.

Uruguay (second period): I joined the ACCESSOS state program and suffered institutional violence—including homophobia, racist slurs, and references to my international case. I was threatened, and later survived a murder attempt on January 3, 2025.

Argentina: My police report was silenced, and I endured workplace sabotage, poisoning, gaslighting, and food deprivation. I live in severe precarity, with no response from national or international protection mechanisms.

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#### IV. CONSCIOUS AND CALCULATED OMISSION

In September 2024, I submitted three witness testimonies linking two murders in Nicaragua to my case, alongside my final written remarks. Despite the urgency and the risk of reprisals, the IACHR withheld the evidence for three months, transferring it to the Nicaraguan state only on December 23, 2024—with no explanation.

In a follow-up meeting:

1. I was asked if the file titled Final Remarks was indeed my final remarks.
2. I was questioned about the detailed nature of the witness statements.
3. I was explicitly advised to limit further evidence so as not to “delay” the case—despite the fact that new testimonies clarified the structure and scope of persecution.

This omission was not passive. It was a calculated effort to contain, delay, and downplay my case, favoring a narrow interpretation limited to labor conflict, while ignoring the broader pattern of persecution, forced displacement, and murder.

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## V. THE SILENCE THAT CANNOT BE EXPLAINED

In September 2024, I also warned the IACHR that the regime already knew about the witness testimonies, and that police in Rivas (Nicaragua) had already reacted, as reported by the media. No precautionary action was taken. No investigation was opened. No public statement was made.

This was not an institutional oversight—it was complicity by omission.


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## V. REQUEST TO COOPERATING STATES


I ask donor States and permanent missions to:

1. Audit the institutional behavior of the IACHR in Case 15.573.
2. Reassess funding and diplomatic support in light of proven inaction.
3. Acknowledge this case as evidence of systemic failure and shared international responsibility.
4. Support my request for humanitarian resettlement, since no country I've passed through has provided safety or dignity.

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 Evidence and full documentation:

<https://marcomunguiaibarra.weebly.com/dossier-prensa--press.html>

 Doctrinal Reference – Inter-American Court, Booklet No. 5:

<https://bibliotecacorteidh.winkel.la/Product/ViewerProduct/1655>